

9.22.04

P 1743
41/4

EXPRESS MAIL NO.: EV 462737975 US

AMENDMENT, PETITION AND FEE TO CORRECT ORIGINALLY NAMED INVENTORS (37 C.F.R. §1.48(a)) Address to: Mail Stop Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Attorney Docket	LIFE009
	First Named Inventor	Victor Pan
	Application Number	09/630,340
	Confirmation No.	5593
	Filing Date	July 31, 2000
	Group Art Unit	1743
	Examiner Name	Cross, Latoya
	Title	Method and Apparatus for Detecting the Presence of a Fluid on a Test Strip

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SEP 29 2004
TC 1700

Sir:

This amendment and petition is to correct the incorrect original naming of inventor(s) in the declaration.

Addition of Inventor:
Robert Shartle should be added as an inventor.

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SEP 27 2004

TC 1700

The correct inventorship thus should be: Victor Pan, John Lemke, Harshad I. Patel, Philip Cizdziel, and Robert Shartle.

Attachments:

- (a) statements from the person being added as an inventor (Robert Shartle) that the error in inventorship occurred without deceptive intention on his or her part under 37 C.F.R. § 1.48(a)(1);
- (b) a new Declaration executed by each of the actual inventor(s) as required under 37 C.F.R. § 1.63 and 37 C.F.R. § 1.48(a)(2);
- (c) written consent of Assignees (LifeScan, Inc.) to change inventorship under 37 C.F.R. § 1.48(a)(4) and statement under 37 C.F.R. § 3.73(b); and
- (d) the fee set forth in 37 C.F.R. § 1.17(i) and required by 37 C.F.R. § 1.48(a)(3).

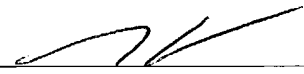
09/23/2004 HVUONG1 00000055 500815 09630340

01 FC:1460 130.00 DA

The Commissioner is hereby authorized to charge fees associated with the filing of this petition, and any additional fees which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815, order no. LIFE-009.

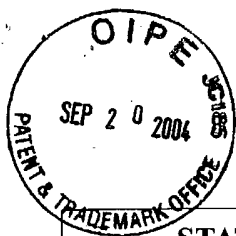
Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP

Date: 09/20/04

By: 
Susan Tall
Registration No. 52,272

BOZICEVIC, FIELD & FRANCIS LLP
1900 University Avenue, Suite 200
East Palo Alto, CA 94303
Telephone: (650) 327-3400
Facsimile: (650) 327-3231

F:\DOCUMENT\LIFE\009\Petition to correct inventorship.doc



STATEMENT UNDER 37 C.F.R. §1.48(a)(1) BY PERSON BEING ADDED AS AN INVENTOR Address to: Assistant Commissioner for Patents Washington, D.C. 20231	Attorney Docket	LIFE009
	First Named Inventor	Victor Pan
	Application Number	09/630,340
	Confirmation No.	5593
	Filing Date	July 31, 2000
	Group Art Unit	1743
	Examiner Name	Cross, Latoya
	Title	Method and Apparatus for Detecting the Presence of a Fluid on a Test Strip

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STATEMENT BY ROBERT SHARTLE
UNDER 37 C.F.R. §1.48(a)(1) INVENTOR TO BE ADDED

1. I, Robert Shartle, am a co-inventor of the invention set forth in the claims of the above-referenced application.
2. I was erroneously omitted as an inventor in the above-referenced application. The inventorship error occurred without any deceptive intention on my part, on the part of the originally named inventors or the assignee.
3. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 9/16/04

By: 

Robert Shartle



Please type a plus sign (+) inside this box ->



PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

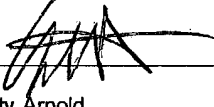
TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/630,340
		Filing Date	July 31, 2000
		First Named Inventor	PAN, VICTOR
		Group Art Unit	1743
		Examiner Name	CROSS, LATOYA I.
Total Number of Pages in This Submission 14		Attorney Docket Number	LIFE-009
ENCLOSURES (check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form\ In Duplicate <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53		<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Amendment, Petition and Fee to Correct Originally Named Inventor 2. Consent of Assignee to Change of Inventorship (1 pg.) 3. Statement Under 37 CFR by person being added as an Inventor (1 pg.) 4. Executed Declaration (7 pgs.) 5. Copy of Notice of Recordation dated 11/07/2000 (8 pgs.) 6. Notice of Recordation of Assignment filed 09/20/2004 for Robert Shartle (5 pgs.) 7. Postcard	
Remarks			
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Signing Attorney/Agent (Reg. No.)	SUSAN C. TALL, 52.272 BOZICEVIC, FIELD & FRANCIS, LLP		
Signature			
Date	September 20, 2004		
EXPRESS MAIL LABEL NO. EV 462737975 US			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

LFS-076

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF FOURTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) PHILIP		Family Name or Surname CIZDZIEL	
Inventor's Signature		Date	
Residence: City San Jose	State CA	Country USA	Citizenship USA
Mailing Address 2054 Stonewood Lane, San Jose, CA 95132			
City San Jose	State CA	ZIP 95132	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF FIFTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) ROBERT		Family Name or Surname SHARTLE	
Inventor's Signature 		Date 9/16/04	
Residence: City Arnold	State CA	Country USA	Citizenship USA
Mailing Address 2044 Mitchell Drive			
City Arnold	State CA	ZIP 95223	Country USA



**CONSENT OF ASSIGNEE TO
CHANGE OF INVENTORSHIP
UNDER 37 C.F.R. § 1.48(a)(4)
AND
STATEMENT UNDER
37 C.F.R. § 3.73(b)**

Address to:
Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney Docket	LIFE009
First Named Inventor	Victor Pan
Application Number	09/630,340
Filing Date	July 31, 2000
Group Art Unit	1743
Examiner Name	Cross, Latoya
Title	Method and Apparatus for Detecting the Presence of a Fluid on a Test Strip

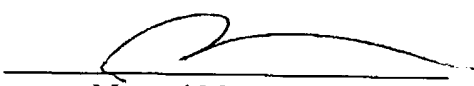
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TC 1700

Sir:

1. LifeScan, Inc. is the assignee of the entire right, title, and interest in the above-referenced application by virtue of an assignment from the original inventors to LifeScan, Inc., attached hereto and recorded November 7 2000, reel/frame 011305/0577, and by virtue of an assignment from the person being added as an inventor, Robert Shartle, to LifeScan, Inc., and attached hereto.
2. LifeScan, Inc. hereby agrees to the change of inventorship in the above-referenced application to add Robert Shartle as an inventor as requested in the accompanying petition.

I, the person signing below, state that I am empowered to sign this statement on behalf of the assignee with which my name is associated.

Date: 9/17/04


Mayumi Maeda, Esq.
Assistant Secretary
LifeScan, Inc.



APRIL 03, 2001

BOZICEVIC, FIELD & FRANCIS LLP
BRET E. FIELD
200 MIDDLEFIELD ROAD
SUITE 200
MENLO PARK, CA 94025



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

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TC 1700



101627848A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

CORRECTED
NOTICE

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 11/07/2000

REEL/FRAME: 011305/0577
NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

✓ PAN, VICTOR

DOC DATE: 10/26/2000

ASSIGNOR:

✓ LEMKE, JOHN

DOC DATE: 10/26/2000

ASSIGNOR:

✓ PATEL, HARSHAD I.

DOC DATE: 10/26/2000

ASSIGNOR:

✓ CIZDZIEL, PHILIP

DOC DATE: 10/26/2000

ASSIGNEE:

✓ LIFESCAN, INC.
100 GIBRALTOR DRIVE, MAIL STOP 3D
MILPITAS, CALIFORNIA 95035

SERIAL NUMBER: 09630340 ✓
PATENT NUMBER:

FILING DATE: 07/31/2000 ✓
ISSUE DATE:

DOCKETED

011305/0577 PAGE 2

DOROTHY BASMA, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

Form PTO-1595 (Modified)

04-02-2001

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

JET



101627848

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Victor Pan, John Lemke, Harshad I. Patel and
Philip Cizdziel

2. Name and address of receiving party(ies):

Name: LifeScan, Inc.

Internal Address:

Street Address: 1000 Gibraltar Drive, Mail Stop 3D

City: Milpitas State: CA ZIP: 95035

Additional name(s) & address(es) attached? ___ Yes X NoAdditional name(s) of conveying party(ies) attached? ___ Yes X No

3. Nature of conveyance:

X Assignment ___ Merger
 ___ Security Agreement ___ Change of Name
 ___ Other:

Execution Date: October 26, 2000

4. Application numbers(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

09/630,340

B. Patent No.(s)

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Bret E. Field
 Street Address: BOZICEVIC, FIELD, & FRANCIS LLP
 200 Middlefield Road, Suite 200
 Menlo Park, CA 94025

Telephone: (650) 327-3400
 Facsimile: (650) 327-3231

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$40.00

___ Enclosed

X Authorized to be charged to deposit account

8. Deposit Account No. 50-0815

The Commissioner is authorized to charge any underpayment or
 credit any overpayment to Deposit Account No. 50-0815 with
 regards to this correspondence.

12/07/2000 DEYRNE 00000177 500815 09630340

01 FC:581 40.00 CH

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9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy
 of the original document.*

Bret E. Field

Name of Person Signing

Signature

Date

11/2/00

Total number of pages comprising cover sheet 6

copy

A S S I G N M E N T

Serial No. 09/630,340
Filed July 31, 2000

WHEREAS, Victor Pan, John Lemke, Harshad I. Patel, and Philip Cizdziel, residing at 1101 Quema Drive, Fremont, CA 94539; 7833 Flagstone Drive, Pleasanton, CA 94588; 45102 Cougar Circle, Fremont, CA 94539; and 2054 Stonewood Lane, San Jose, CA 95132 (hereinafter called "Assignors"), have made certain new and useful inventions or discoveries relating to

METHOD AND APPARATUS FOR DETECTING THE
PRESENCE OF A FLUID ON A TEST STRIP

for which they have executed an application for Letters Patent of the United States; and

WHEREAS, LifeScan, Inc., a corporation of the State of California, (hereinafter called "Assignee"), is desirous of acquiring Assignors' entire right, title, and interest therein:

NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar and other valuable considerations to them moving, the receipt of which is hereby acknowledged, Assignors have sold, assigned, and transferred, and do hereby sell, assign and transfer unto said Assignee their entire right, title and interest in and to all said inventions and discoveries disclosed in said application whose identification above by serial number and filing date, when available is hereby authorized, and in and to said application, all substitutions, divisions, and continuations thereof, and in and to all Letters Patent, United States and foreign, that may be granted for said inventions and discoveries, and in and to all extensions, renewals, and reissues thereof, the same to be held and enjoyed by said Assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignors if this Assignment and sale had not been made;

And Assignors hereby authorize and request the Commissioner of Patents of the United States to issue said Letters Patent in accordance with this Assignment;

And for the consideration aforesaid, Assignors covenant and agree with said Assignee that he has a full and unencumbered title to the inventions and discoveries above

described and hereby assigned, which title they warrant unto said Assignee, its successors and assigns;

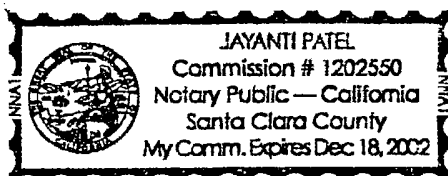
And for the consideration aforesaid, Assignors further covenant and agree that they will, whenever requested, but without cost to them promptly communicate to said Assignee or its representatives any facts known to them relating to said inventions and discoveries, testify in any interference or legal proceedings involving said inventions and discoveries, and execute any additional papers that may be necessary to enable said Assignee or its representatives, successors, nominees, or assigns to secure full and complete protection for the said inventions and discoveries or that may be necessary to vest in said Assignee the complete title to the said inventions and discoveries and patents hereby conveyed and to enable it to record said title.

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 26th day of October, 2000.

Victor Pan (L.S.)
VICTOR PAN

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

On October 26, 2000, before me, Jayanti Patel, a Notary Public, personally appeared VICTOR PAN, who ~~is personally known to me~~ or who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person executed the instrument.



J.P.
Notary Public

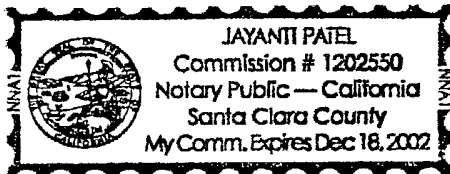
IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 26th day of October, 2000.

JOHN ~~LEMKE~~


(L.S.)

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

On October 26, 2000, before me, Jayanti Patel, a Notary Public, personally appeared John Lemke, who is ~~personally known to me~~ or who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person executed the instrument.

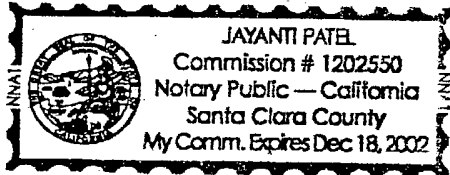



Notary Public



HARSHAD I. PATEL (L.S.)

On October 26, 2000, before me, Jayanti Patel, a Notary Public, personally appeared Harshad I. Patel, who is personally known to me or who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person executed the instrument.





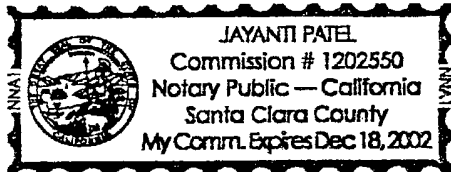
Notary Public

IN TESTIMONY WHEREOF, Assignor has hereunto set his
hand and seal this 26 day of October, 2000.

Philip Cizdziel (L.S.)
PHILIP CIZDZIEL

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

On October 26, 2000, before me, Jayanti Patel, a
Notary Public, personally appeared Philip Cizdziel, ~~who is~~
~~personally known to me~~ or who proved to me on the basis of
satisfactory evidence to be the person whose name is subscribed
to the within instrument and acknowledged to me that he executed
the same in his authorized capacity, and that by his signature
on the instrument the person executed the instrument.



J. Patel

Notary Public



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TC 1700

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Atty/Sec: SCT/mpc

Atty Docket No. LIFE-009

Date Mailed: September 20, 2004

Application No.: 09/630,340

Filing Date: July 31, 2000

Inventor(s): PAN, VICTOR

Title: "METHOD AND APPARATUS FOR DETECTING THE
PRESENCE OF A FLUID ON A TEST STRIP"

Enclosure(s):

- ❖ Notice of Recordation of Assignment filed for Robert Shartle in Duplicate
(2 pgs.)
- ❖ Executed Assignment (2 pgs.)
- ❖ Postcard

EXPRESS MAIL LABEL NO.EV 462737975 US

Acknowledge Receipt of enclosures
By imprinting PTO Date Stamp and
Returning to addressee

LFS-076

Form PTO-1595
(Rev. 10/02)
OMB No. 0651-0027 (exp.
6/30/2005)

RECORDATION FORM COVER SHEET
PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office
Atty Docket No.: LIFE-009

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

ROBERT SHARTLE



Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other _____

Execution Date: **09/16/2004.**

2. Name and address of receiving party(ies)

Name: **LIFESCAN, INC.**

Internal

Address: **100 Gibraltar Drive, Mail Stop 3D**

Street Address:

City: **Milpitas** State: **CA** Zip: **95035**

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SEP 27 2004
TC 1700
COPY

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent Registration No.(s)

09/630,340 filed 07/31/2000

Additional number(s) attached ☐ Yes ☐ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: **Bozicevic, Field & Francis, LLP**

Internal Address: **1900 University Avenue, Suite 200**

City: **East Palo Alto** State: **California** Zip: **94304**

6. Total number of applications and patents involved **1**

7. Total fee (37 CFR 3.41)..... **\$ 40.00**

☐ Enclosed

☒ Authorized to be charged to deposit account

8. Deposit account number:

50-0815

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Susan C. Tall, Reg# 52,272

09/20/2004

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: **4**

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

copy

Form PTO-1595
(Rev. 10/02)
OMB No. 0651-0027 (exp.
6/30/2005)

RECORDATION FORM COVER SHEET
PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office
Atty Docket No.: LIFE-009

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

ROBERT SHARTLE



2. Name and address of receiving party(ies)

Name: **LIFESCAN, INC.**

Internal

Address: **100 Gibraltar Drive, Mail Stop 3D**

Street Address:

City: **San Jose** State: **CA** Zip: **95035**

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other _____

Execution Date: **09/16/2004.**

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If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

09/630,340 filed 07/31/2000

B. Patent Registration No.(s)

Additional number(s) attached ☐ Yes ☐ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: **Bozicevic, Field & Francis, LLP**

Internal Address: **1900 University Avenue, Suite 200**

City: **East Palo Alto** State: **California** Zip: **94304**

6. Total number of applications and patents involved **1**

7. Total fee (37 CFR 3.41)..... **\$ 40.00**

☐ Enclosed

☒ Authorized to be charged to deposit account

8. Deposit account number:

50-0815

(Attach duplicate copy of this page if paying by deposit account)

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To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Susan C. Tall, Reg# 52,272

09/20/2004

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: **4**

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

ASSIGNMENT

Serial No. 09/630,340
Filed 07/31/2000

WHEREAS, Robert Shartle, residing at 2044 Mitchell Drive, Arnold, CA 95223 (hereinafter called "Assignor"), has made certain new and useful inventions or discoveries relating to

"METHOD AND APPARATUS FOR DETECTING THE PRESENCE OF A FLUID ON A TEST STRIP"

for which he has executed an application for Letters Patent of the United States; and

WHEREAS, LifeScan, Inc., a corporation of the State of California, (hereinafter called "Assignee"), is desirous of acquiring the entire right, title, and interest therein;

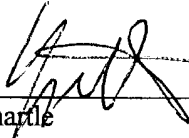
NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar and other valuable considerations to him moving, the receipt of which is hereby acknowledged, Assignor has sold, assigned, and transferred, and does hereby sell, assign, and transfer unto said Assignee the entire right, title, and interest in and to all said inventions and discoveries disclosed in said application whose identification above by serial number and filing date, when available is hereby authorized, and in and to said application, all substitutions, divisions, and continuations thereof, and in and to all Letters Patent, United States and foreign, that may be granted for said inventions and discoveries, and in and to all extensions, renewals, and reissues thereof, the same to be held and enjoyed by said Assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignor if this Assignment and sale had not been made;

And Assignor hereby authorizes and requests the Commissioner of Patents of the United States to issue said Letters Patent in accordance with this Assignment;

And for the consideration aforesaid, Assignor covenants and agrees with said Assignee that he has a full and unencumbered title to the inventions and discoveries above described and hereby assigned, which title he warrants unto said Assignee, its successors and assigns;

And for the consideration aforesaid, Assignor further covenants and agrees that he will, whenever requested, but without cost to him promptly communicate to said Assignee or its representatives any facts known to him relating to said inventions and discoveries, testify in any interference or legal proceedings involving said inventions and discoveries, and execute any additional papers that may be necessary to enable said Assignee or its representatives, successors, nominees, or assigns to secure full and complete protection for the said inventions and discoveries or that may be necessary to vest in said Assignee the complete title to the said inventions and discoveries and patents hereby conveyed and to enable it to record said title.

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this
16 day of September, 2004.



Robert Sharple